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UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,) CR. NO. 19-00099-01 DKW
)
Plaintiff,) UNITED STATES' RESPONSE TO
)
vs.) DEFENDANT MICHAEL J. MISKE,
MICHAEL J. MISKE, JR., (01)) JR.'S MOTION TO SUPPRESS
) EVIDENCE DERIVED FROM
) SEARCH WARRANT 17-00909 [ECF
) NO. 970]; CERTIFICATE OF
Defendant.) SERVICE
)
)
)

UNITED STATES' RESPONSE TO DEFENDANT MICHAEL J. MISKE, JR.'S
MOTION TO SUPPRESS EVIDENCE DERIVED FROM
SEARCH WARRANT 17-00909

In his motion to suppress evidence and fruits derived from Search Warrant #17-00909, Miske seeks to exclude at trial any evidence seized as a result of the search of his boat, the Boston Whaler 370 Outrage, "Painkiller."

The United States does not intend to, and will not, introduce at trial any evidence obtained as a result of the execution of Search Warrant #17-00909. However, in making that decision, the Government in no way agrees with or concedes to any of the allegations or arguments made in support of Miske's motion to suppress evidence and fruits of Search Warrant #17-00909.

Accordingly, the government respectfully requests that this Court deny Miske's motion as moot.

DATED: September 29, 2023, at Honolulu, Hawaii.

Respectfully Submitted,

CLARE E. CONNORS
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/s/ *Mark A. Inciong*
By _____
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on the date noted below, the true and correct copy of the foregoing was served electronically through CM/ECF:

Lynn Panagakos, Esq.
Michael Kennedy, Esq.

Attorneys for Defendant
MICHAEL J. MISKE, JR.

DATED: September 29, 2023, at Honolulu, Hawaii.

/s/ Dawn Aihara
